

REMARKS

This Amendment accompanies the Appeal Brief being filed concurrently herewith and is presented only to address the 35 U.S.C. § 101 issues. The applicant is not looking to create new law or clarify the law concerning 35 U.S.C. § 101. Rather, this Amendment is a good faith effort by the applicant to amend the claims in a manner which both the applicant and the Examiner will agree resolves the 35 U.S.C. § 101 issues.

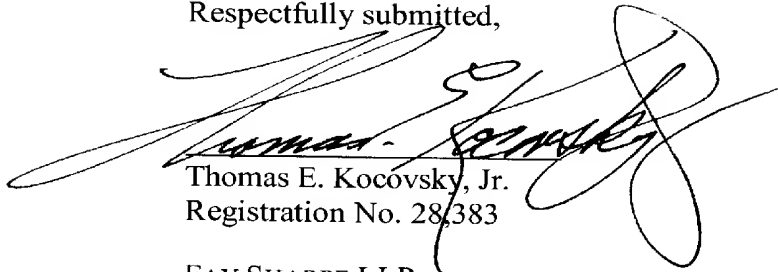
In the Advisory Action of August 5, 2010, the Examiner indicated that the first Amendment After Final was not entered because the clarifying amendments to claim 9 raised issues which would require further search or consideration. No objection to any of the other proposed amendments was presented. The present Amendment is substantially as the first Amendment After Final, but does not seek to add the clarifying language to claim 9. The present amendment represents the other amendments to which the Examiner did not object. The present amendment also adds that the computer memory of claim 1, the computer storage medium of claim 9, and the computer storage of claim 25 are "non-transitory". Claim 25 is further amended to state that the human-viewable display is displayed "on a display device".

It is submitted that these amendments require no further search or consideration. Rather, it is submitted that this Amendment should be entered as reducing the issues on Appeal.

If the Examiner believes that further language changes are needed to bring the claims fully into compliance with 35 U.S.C. § 101, the Examiner is invited to telephone the applicant to discuss such further changes. The applicant is willing to file a further Amendment After Final making any changes to the claim language which the Examiner believes is necessary to comply with the requirements of 35 U.S.C. § 101.

An early entry of this Amendment is requested.

Respectfully submitted,

A large, stylized handwritten signature in black ink, appearing to read 'Thomas E. Kocovsky, Jr.', is written over the typed name and registration number.

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